

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office SEP 19 1984

Returned to applicant for correction.....

Corrected application filed APR 29 1994 Map filed SEP 19 1984

The applicant John G. Metzker

P. O. Box 6748

Street and No. or P.O. Box No.

of

Reno

City or Town

Nevada 89513

State and Zip Code No.

hereby make application for permission to change the

Point of Diversion & Place of Use for a Portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit no. 47928

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

- The source of water is Underground
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 4.472 cfs
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for Irrigation & Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for Irrigation & Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point NE 1/4 SW 1/4 of Section 9, T28N, R58E, MDB&M., at
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
a point from which the W 1/4 corner of Section 4, T28N, R58E, MDB&M., bears N 24° 13' 36" W, 5861.87 feet.
- The existing permitted point of diversion is located within NE 1/4 SW 1/4 of Section 9, T28N, R58E, MDB&M.,
If point of diversion is not changed, do not answer.
at a point from which the W 1/4 corner of Section 4, T28N, R58E, MDB&M., bears N 21° 03' 29" W, 5727.51 feet.
- Proposed place of use See Attached Sheet (2632 Acres).
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
- Existing place of use W 1/2 SW 1/4 Section 4; W 1/2 W 1/2, SE 1/4 SW 1/4, SE 1/4 Section 9; W 1/2 Section 15,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
T28N, R58E, MDB&M. (760 Acres).
- Use will be from January to December 31 of each year.
Month and Day Month and Day
- Use was permitted from January to December 31 of each year.
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, Pipelines, Sprinkler System and Ditches
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
- Estimated cost of works \$50,000
- Estimated time required to construct works Three years

14. Estimated time required to complete the application of water to beneficial use..... Five years
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Please use the map that accompanied Application 48414 for the Point
of Diversion and please use the map that accompanied Application 54096
for the Place of Use to accompany this application.

HIGH DESERT Engineering, Agent
By s/Robert E. Morley
Robert E. Morley
640 Idaho Street
Elko, Nevada 89801

Compared..... bc/bc..... cl/cm

Protested.....

APPROVAL
OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 47928 is issued subject to the terms and conditions imposed in said Permit 47928 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 2725 Certificate 458; 6765 Certificate 1448; 6766 Certificate 1449; 48414, 54096, 54098, 54100 and 60025 and Proofs of Appropriation 04707, 04708, 04709 and 04710 shall not exceed 10,528.0 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 4.472..... cubic feet per second....., and not to exceed a yearly duty
of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before..... January 21, 1997

Proof of completion of work shall be filed before..... February 21, 1997

Application of water to beneficial use shall be made on or before..... January 21, 1999

Proof of the application of water to beneficial use shall be filed on or before..... February 21, 1999

Map in support of proof of beneficial use shall be filed on or before..... February 21, 1999

Completion of work filed..... JUL 22 1998

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No..... Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 16th day of May

A.D. 1996

Michael Turnipseed
State Engineer

PROPOSED PLACE OF USE:

NW¼, W½ E½, E½ SW¼, E½ W½ SW¼, Lot 1, Lot 7, and portions of Lot 5 and Lot 6 of Section 4; E½ NE¼ Section 5; NE¼, E½ NW¼, E½ W½ NW¼ of Section 9; S½ SW¼, NW¼ SW¼, Lot 1 and portions of Lot 2, Lot 3 and Lot 4 of Section 10; NE¼, a portion of N½ NW¼ of Section 15; Portions of W½ of Franklin Lake, T 28 N, R 58 E, MDB & M; S½ of Section 28; SE¼ SE¼ Section 29; E½ E½ Section 32; All of Section 33; Portions of W½ of Franklin Lake, T 29 N, R 58 E, MDB & M. Total acreage 2632 acres.